

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

SEP 12 2000

NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT

IN RE:

VITAMINS ANTITRUST LITIGATION

M.D.L. No. 1285

Misc. No. 99-0197 (TFH)

THIS DOCUMENT RELATES TO:

BLUE SEAL FEEDS, INC., et al., v.
AKZO NOBEL INC., et al.,

Docket No. 99-5167

CIVIL ACTION NO. 99-CV-3226 (C.D. ILL)

~~PROPOSED~~ ORDER OF DISMISSAL WITH PREJUDICE OF CLAIMS OF PLAINTIFFS
AGWAY INC., CAMPBELL SOUP COMPANY, CENTRAL SOYA,
CONSAC INDUSTRIES, INC., MANNA PRO, INC., AND PURINA MILLS, INC.

AND NOW, this 14 day of September, 2000, upon consideration of the
foregoing Stipulation of certain Plaintiffs and Defendants in the above-captioned case, it is hereby

ORDERED, that the foregoing Stipulation to dismiss, with prejudice, all claims of Agway
Inc., Central Soya, Consac Industries, Inc., and Manna Pro, Inc. against all defendants in the above-
captioned case be and the same is Approved; it is further

ORDERED, that the foregoing Stipulation to dismiss, with prejudice, all claims of
Campbell Soup Company ("Campbell") against Defendants BASF AG, BASF Corporation, F.
Hoffmann-La Roche, Ltd., and Hoffmann-La Roche Inc. be and the same is Approved; it is further

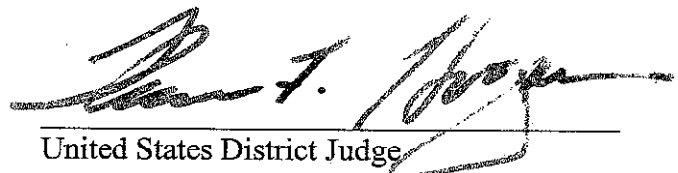
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ORDERED, that the foregoing Stipulation to dismiss, with prejudice, all claims of Campbell, except claims arising from Campbell's purchases of choline, against all other defendants in the above-captioned case be and the same is Approved; it is further

ORDERED, that the foregoing Stipulation to dismiss, with prejudice, all claims of Purina Mills, Inc. ("Purina") against Defendants Daiichi Pharmaceuticals Co., Ltd., Daiichi Fine Chemicals, Inc., Daiichi Pharmaceuticals Corporation, F. Hoffmann-La Roche, Ltd., Hoffmann-La Roche Inc., Rhone-Poulenc SA, and Rhone-Poulenc Animal Nutrition, Inc., be and the same is Approved; it is further

ORDERED, that the foregoing Stipulation to dismiss, with prejudice, all claims of Purina, except claims arising from Purina's purchases of choline, against Defendants BASF AG and BASF Corporation, and all other defendants in the above-captioned case be and the same is Approved.

Accordingly, the claims in the above-captioned case of Plaintiffs against Defendants be and the same are hereby dismissed with prejudice, to the extent set forth above. This Order is without prejudice to Plaintiffs' claims against any other defendants or alleged co-conspirators in the above-captioned case. This Order does not waive any defenses available to any defendant, including the defense of the absence of personal jurisdiction.


United States District Judge

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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IN RE:

VITAMINS ANTITRUST LITIGATION

THIS DOCUMENT RELATES TO:

BLUE SEAL FEEDS, INC., et al., v.
AKZO NOBEL INC., et al.,

CIVIL ACTION NO. 99-CV-3226 (C.D. ILL)

Judge

M.D.L. No. 1285 **THOMAS F. HOGAN**

Misc. No. 99-0197 (TFH)

Docket No. 99-5167

**STIPULATION OF DISMISSAL WITH PREJUDICE OF CLAIMS OF PLAINTIFFS
AGWAY INC., CAMPBELL SOUP COMPANY, CENTRAL SOYA,
CONSAC INDUSTRIES, INC., MANNA PRO, INC.,
AND PURINA MILLS, INC. AGAINST DEFENDANTS**

Pursuant to Federal Rule of Civil Procedure 41(a), it is hereby stipulated and agreed that:

- (a) All claims of Agway Inc., Central Soya, Consac Industries, Inc., and Manna Pro, Inc. are dismissed with prejudice as against all defendants in the above-captioned case;
- (b) All claims of Campbell Soup Company ("Campbell") are dismissed with prejudice as against Defendants BASF AG, BASF Corporation, F. Hoffmann-La Roche, Ltd., and Hoffmann-La Roche Inc.;
- (c) All claims of Campbell, except claims arising from Campbell's purchases of choline, are dismissed with prejudice as against all other defendants in the above-captioned case;
- (d) All claims of Purina Mills, Inc. ("Purina") are dismissed with prejudice as against Defendants Daiichi Pharmaceuticals Co., Ltd., Daiichi Fine Chemicals, Inc., Daiichi Pharmaceuticals Corporation, F. Hoffmann-La Roche, Ltd., Hoffmann-La Roche Inc., Rhone-Poulenc SA, and Rhone-Poulenc Animal Nutrition, Inc.; and
- (e) All claims of Purina, except claims arising from Purina's purchases of choline, are dismissed with prejudice as against Defendants BASF AG,

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BASF Corporation, and all other defendants in the above-referenced matter.

Execution of this Stipulation on behalf of foreign defendants does not waive any defenses, including the defense of lack of personal jurisdiction.

A proposed Order of Dismissal With Prejudice accompanies this Stipulation as Exhibit 1.

Respectfully submitted,

By: 

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Soup Company, Central Soya, Consac
Industries, Inc., Manna Pro, Inc., and Purina
Mills, Inc.

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On behalf of All Defendants in the Above-
Captioned Case